

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF KANSAS**

UNITED STATES OF AMERICA,

Plaintiff,

v.

FREDRICO RAMSEY,

Defendant.

Case No. 09-20046-04-CM (Criminal)

14-2608-CM (Civil)

MEMORANDUM AND ORDER

This matter is before the court on defendant Fredrico Ramsey's pro se motion for discovery (Doc. 785), petition to compel discovery (Doc. 822), and petition to take judicial notice (Doc. 823). Defendant also filed a pro se petition to amend his original 28 U.S.C. § 2255 motion, and further moves for reconsideration of the court's prior ruling finding that *Burrage v. United States*, 134 S. Ct. 881, 892 (2014), was not retroactive (Doc. 857).

Defendant's pro se motions/petitions for discovery and judicial notice were filed prior to counsel being appointed in this matter. Defendant's pro se petition to amend and reconsider was filed after counsel was appointed. Defendant's counsel has not adopted any of the pro se filings referenced above, and has filed no motions on defendant's behalf. The government responds that defense counsel requested and obtained discovery on March 28, 2016.

The court does not consider pro se motions from defendants who are represented by counsel. *See United States v. Smith*, 815 F.3d 671, 679 (10th Cir. 2016) ("[A] district court does not need to consider pro se objections made by defendants represented by counsel."). Defendant should work

through any discovery issues and the need for a motion to amend and/or reconsider with his counsel—who, if necessary, may refile these motions on defendant’s behalf.

IT IS THEREFORE ORDERED that defendant Fredrico Ramsey’s pro se motion for discovery (Doc. 785), petition to compel discovery (Doc. 822), petition to take judicial notice (Doc. 823), and petition to amend (Doc. 857) are denied without prejudice.

Dated this 21st day of June, 2017, at Kansas City, Kansas.

s/ Carlos Murguia
CARLOS MURGUIA
United States District Judge